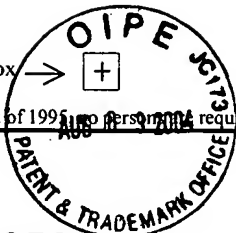


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Approved for use through 10/31/2002. OMB 0651-0035  
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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# POWER OF ATTORNEY OR AUTHORIZATION OF AGENT

Application Number	10/757,903
Filing Date	January 14, 2004
First Named Inventor	Gunstream et al.
Group Art Unit	1743
Examiner Name	To be assigned
Attorney Docket Number	5277 I1

I hereby appoint:

☒ Practitioners at Customer Number

22896

22896

PATENT TRADEMARK OFFICE

☐ Practitioner(s) named below:

Name	Registration Number

as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the United States Patent and Trademark Office connected therewith.

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City		State		Zip
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Telephone		Fax		

I am the:

- ☐ Applicant/Inventor.  
☒ Assignee of record of the entire interest. See 37 CFR 3.71.  
 Statement under 37 CFR 3.73(b) is enclosed. (PTO/SB/96)

SIGNATURE of Applicant or Assignee of Record

Signature			
Name	Phil N. Makrogianakis, Patent Attorney, Reg. No. 47,766	Date	July 27, 2004

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.\*

☐ \* Total of \_\_\_\_\_ forms are submitted.

Please type a plus sign (+) inside this box → +

PTO/SB/81 (10-00)

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**STATEMENT UNDER 37 CFR 3.73(b)**

Applicant/Patent Owner: Gunstream, Oldham, Gambini, Voyta

Application No./Patent No.: 10/757,903 Filed/Issue Date: January 14, 2004

Entitled: REDUCING EFFECTS OF SPECTRAL NONUNIFORMITY

Applera Corporation, a Corporation  
(Name of Assignee) (Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title and interest; or  
2. ☐ an assignee of less than the entire right, title and interest.  
The extent (by, percentage) of its ownership interest is \_\_\_\_\_ %

In the patent application/patent identified above by virtue of either:

A. ☒ An assignment from the inventor(s) of the patent application/patent identified above was fax filed with the Assignment Division on July 27, 2004.

OR

B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.
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The document recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.
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☐ Additional documents in the chain of title are listed on a supplemental sheet.

☐ Copies of assignments or other documents in the chain of title are attached.

[NOTE: A separate copy (i.e., the original assignment document or a true copy of the original document) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

July 27, 2004  
Date

Phil N. Makrigiannis  
Typed or printed name

  
Signature

Patent Attorney  
Title

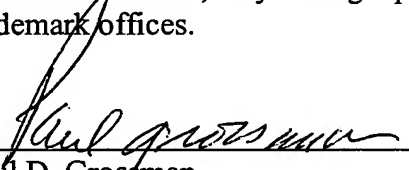
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REGARDING CERTAIN PATENT AND TRADEMARK MATTERS  
EFFECTIVE THROUGH: December 31, 2006**

\*\*\*\*\*

I, Paul D. Grossman, as Assistant Secretary of Applera Corporation ("Applera"), hereby authorize the following patent attorneys:

Scott R. Bortner, Reg. No. 34,298  
John W. Burns, Reg. No. 43,520  
Jeffery D. Frazier, Reg. No. 34,601  
Brian D. Gildea, Reg. No. 39,995  
Andrew T. Karnakis, Reg. No. 27,909  
Phil N. Makrogiannis, Reg. No. 47,766  
Vincent M. Powers, Reg. No. 36,246

(1) to act on behalf of Applera, with regard to any matters before the United States Patent and Trademark Office, any foreign patent or trademark offices, and any international patent or trademark entities, (2) to execute power of attorney documents on behalf of Applera, to appoint and/or establish any attorneys, agents, and/or law firms to act on behalf of Applera, in any foreign or international patent or trademark applications filed with any foreign and/or international patent or trademark offices, and (3) to execute assignment and ownership documents on behalf of Applera, with regard to any matters before the United States Patent and Trademark Office, any foreign patent or trademark offices, and any international patent or trademark offices.

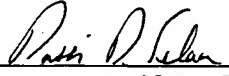
  
\_\_\_\_\_  
Paul D. Grossman  
Assistant Secretary,  
Applera Corporation

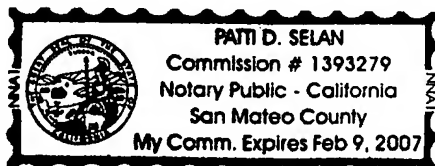
3/26/04  
\_\_\_\_\_  
Date

State of California       )  
                                  ) ss.  
County of San Mateo     )

On March 26, 2004 before me, Patti D. Selan, personally appeared Paul D. Grossman, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity(ies), and that by his signature on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.

  
\_\_\_\_\_  
Notary Public



\* \* \* COMMUNICATION RESULT REPORT ( JUL. 27. 2004 5:28PM ) \* \* \*

FAX HEADER 1: APPLIED BIOSYSTEMS LEGAL2  
FAX HEADER 2:TRANSMITTED/STORED : JUL. 27. 2004 5:25PM  
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**AB Applied Biosystems**  
 An Applera Corporation Business  
 850 Lincoln Centre Drive  
 Foster City, CA 94404-1128 U.S.A.  
 www.appliedbiosystems.com

**FAX TRANSMITTAL****Date:** July 27, 2004

**To:** Commissioner of Patents and Trademarks  
 Assignment Division  
 United States Patent and Trademark Office  
 P.O. Box 1450, Alexandria, VA 22313-1450

**Fax No.:** 703-306-5995**Telephone No.:** 703-308-9723

**From:** Cheri Gomez for Phil N. Makrogiannis, Reg. No. 47,766  
 Legal Department  
**Fax No.:** 650-638-6677  
**Telephone No.:** 650-638-5039  
**Email:** gomezcn@applera.com

**Subject:** U.S. Patent Application No. 10/757,903  
 Filing Date: January 14, 2004  
 Attorney Docket No.: 5277 I1

**No. of pages (including cover sheet):** 8**Message:**

Attached please find a Recordation Form Cover Sheet (in duplicate) and an executed Assignment (5 pages) for the above-identified patent application. Applicants respectfully request a recordation of Assignment and hereby authorize the Commissioner to charge the required fees to Deposit Account No. 01-2213 (Order No. 5277 I1 US).

Please fax return Notice of Recordation confirmation to fax no. 650-638-6677.

Should you have any questions, please feel free to contact me. Thank you.

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An Applera Corporation Business  
850 Lincoln Centre Drive  
Foster City, CA 94404-1128 U.S.A.  
www.appliedbiosystems.com

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## **FAX TRANSMITTAL**

**Date:** July 27, 2004

**To:** Commissioner of Patents and Trademarks  
Assignment Division  
United States Patent and Trademark Office  
P.O. Box 1450, Alexandria, VA 22313-1450

**Fax No.:** 703-306-5995

**Telephone No.:** 703-308-9723

**From:** Cheri Gomez for Phil N. Makrogiannis, Reg. No. 47,766  
Legal Department  
**Fax No.:** 650-638-6677  
**Telephone No.:** 650-638-5039  
**Email:** gomezc@appler.com

**Subject:** U.S. Patent Application No. 10/757,903  
**Filing Date:** January 14, 2004  
**Attorney Docket No.:** 5277 I1

**No. of pages (including cover sheet):** 8

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(Rev. 03/01)

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Patent and Trademark Office

OMB No. 0651-0027 (exp. 5/31/2002)

Case No: 5277 I1

To the Honorable Commissioner of Patents and Trademarks: Please record the attached original document(s) or copy(ies) thereof.

1. Name of conveying party(ies):

Stephen J. Gunstream, Mark F. Oldham,  
Michael R. Gambini, and John C. Voyta

Additional name(s) of conveying party(ies) attached? ☐ Yes ☒ No

2. Name and address of receiving party(ies):

Name: Applera Corporation

Internal Address: Applied Biosystems Group

Street Address: 850 Lincoln Centre Drive

City: Foster City State: CA ZIP: 94404-1128

Additional name(s) & address(es) attached? ☐ Yes ☒ No

3. Nature of conveyance:

☒ Assignment ☐ Merger

☐ Security Agreement ☐ Change of Name

☐ Other: \_\_\_\_\_

Execution Date: 7/6/04, 7/23/04, 7/1/04, 6/18/04

4. Application number(s) or patent number(s):

If this document is being filed together with a new application, the execution date of the application is:

A. Patent Application No.(s) **10/757,903**

B. Patent No.(s)

Additional numbers attached? ☐ Yes ☒ No

5. Name and address of party to whom correspondence concerning document should be mailed:

Phil N. Makrogiannis  
Applied Biosystems Group  
850 Lincoln Centre Drive  
Foster City, California 94404-1128

Telephone: 650-570-6667

6. Total number of applications and patents involved: 1

7. Total fee (37 CFR 3.41): \$ 40.00

☐ Enclosed

☒ Authorized to be charged to deposit account

☒ Authorization to charge additional fees.

8. Deposit account number:

01-2213

(Attached duplicate copy of this page if paying by deposit account)

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9. Statement and signature.

*To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.*

Phil N. Makrogiannis, Reg. No. 47,766

Name of Person Signing

Signature

Date

Total number of pages comprising cover sheet, attachments and document: 6

Mail documents to be recorded with required cover sheet information to:  
Mail Stop Assignments, Commissioner of Patents and Trademarks,  
P.O. Box 1450, Alexandria, VA 22313-1450.

**ASSIGNMENT**

For good and valuable consideration paid to us, receipt of which is hereby acknowledged, we each:

**Stephen J. Gunstream, 1504 Pershing Drive, Apt. B, San Francisco, CA 94129, Citizenship: US**  
**Mark F. Oldham, 16500 Soda Springs Road, Los Gatos, CA 95033, Citizenship: US**  
**Michael R. Gambini, 24 Annie Moore Road, Bolton, MA 01740, Citizenship: US**  
**John C. Voyta, 99 Maynard Farm Road, Sudbury, MA 01776, Citizenship: US**

do hereby sell, assign, and set over unto

**Applera Corporation**

a Delaware corporation having a place of business at 850 Lincoln Centre Drive, Foster City, California (hereinafter "Assignee"), its successors, legal representatives and assigns, each of our entire right, title, and interest in and to any and all of our inventions and discoveries entitled:

**REDUCING EFFECTS OF SPECTRAL NONUNIFORMITY**

as described and/or claimed in our United States patent application, having an oath or declaration fully executed by us and, subsequently assigned Serial Number 10/757,903 and filing date of January 14, 2004 by the United States Patent and Trademark Office; in and to the right to file patent applications in the name of Assignee, its designee, in all of our names, or in any other name or names, on the aforesaid inventions and discoveries in any or all countries of the world, together with all rights of priority in the aforesaid countries deriving from the above-identified United States patent application under the International Convention for the Protection of Industrial Property, under the Inter-American Convention relating to Inventions, Patents, Designs and Industrial Models, and under any other international arrangement to which the United States now is or hereafter becomes a signatory; in and to any and all applications for Letters Patent, and any and all Letters Patent that issue on any of the aforesaid applications, and in and to any and all divisions, continuations, and continuations-in-part of any and all of said applications, and any and all reissues, renewals and extensions of any of said Letters Patent, such that the same right, title and interest to be held and enjoyed by Assignee, its successors, assigns or other legal representatives, to the full ends of the terms for which all Letters Patent therefor may be granted, shall be as full and complete as that that would have been held and enjoyed by us if this assignment and sale had not been made.

We further hereby covenant and agree, for the same consideration, whenever counsel of Assignee, or the counsel of its successors, legal representatives and assigns, shall advise that any proceeding in connection with said inventions, or said application for Letters Patent, or any proceeding in connection with said invention, or said application for Letters Patent, including interference proceedings, is lawful and desirable, or that any division, continuation, or continuation-in-part of any application for Letters Patent, or any reissue or extension of any Letters Patent, to be obtained thereon, is lawful and desirable to sign all papers and documents, take all lawful oaths, and do all acts necessary or required to be done for the procurement, maintenance, enforcement and defense of Letters Patent for said invention, without charge to said Assignee, its successors, legal representatives and assigns, but at the cost and expense of said Assignee, its successors, legal representatives and assigns.

We hereby authorize Assignee to insert in this instrument the serial number and filing date of said application when officially notified thereof.





# COPY

Case No. 5277 I1

Name of inventor: **Mark F. Oldham**

Inventor's signature *Mark F. Oldham* Date: 7/23/04

State of California     )  
                                      ) ss.  
County of San Mateo    )

On July 23, 2004 before me, Cheryl R. Gomez, Notary Public, personally appeared Mark Oldham, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.

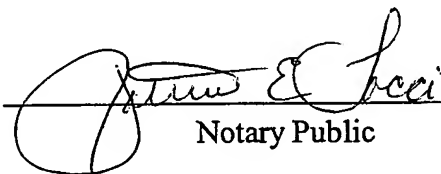


*Cheryl R. Gomez*  
Notary Public

Name of inventor: **Michael R. Gambini**Inventor's signature  Date: 7/1/04State of Massachusetts )  
 ) ss.  
County of Middlesex )

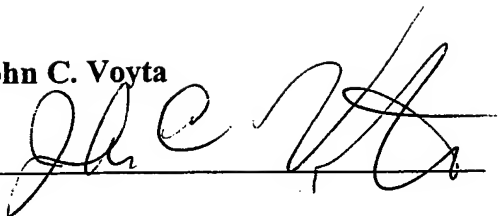
On July 1, 2004 before me, Patricia E. Tocci, Notary Public, personally appeared Michael R. Gambini, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.

  
Notary Public

Name of inventor: **John C. Voyta**

Inventor's signature



Date:

6/18/04

State of Massachusetts )

) ss.

County of Middlesex )

On June 18, 2004 before me, Grace A. Di Pietro, Notary Public personally appeared John C. Voyta, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.



Notary Public

